



**U.S. Department of Justice**  
Civil Division

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March 28, 2025

**By ECF**

Honorable Michael E. Farbiarz  
United States District Judge  
U.S. Post Office & Courthouse  
Federal Square  
Newark, New Jersey 07101

Re: ***Khalil v. Joyce, et al.*, Civ. Act. No. 25-1963 (MEF) (MAH)**  
**The Government's Responses to the Court's Questions**

Dear Judge Farbiarz:

The Government believes that *Padilla* precludes exercising habeas jurisdiction over “[the Secretary of Homeland Security] or some other remote supervisory official,” because she is not the warden of the facility where the prisoner is being held, and *Endo* would only allow the court to direct a “respondent within its jurisdiction who has legal authority to effectuate the prisoner’s release” – such as a supervisory official – “when the Government moves a habeas petitioner after she properly files a petition naming her immediate custodian,” *Rumsfeld v. Padilla*, 542 U.S. 426, 434, 441 (2004); that being said, the Government agrees that the Secretary of Homeland Security is a supervisory official who is within the Court’s jurisdiction. As Acting Field Office Director in the New York City Field Office of Enforcement and Removal Operations, William Joyce’s area of responsibility does not cover New Jersey. Finally, Mr. Khalil is currently detained in a facility that is owned by LaSalle County and run by The GEO Group, so the proper respondent would be Warden Shad Rice.

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Respectfully submitted,

YAAKOV M. ROTH  
Acting Assistant Attorney General  
Civil Division

DREW C. ENSIGN  
Deputy Assistant Attorney General

AUGUST E. FLENTJE  
Acting Director

SARAH S. WILSON  
Assistant Director

s/ Dhruman Y. Sampat  
DHRUMAN Y. SAMPAT  
Senior Litigation Counsel  
Office of Immigration Litigation  
General Litigation and Appeals Section  
PO Box 878, Ben Franklin Station  
Washington, D.C. 20044  
[dhruman.y.sampat@usdoj.gov](mailto:dhruman.y.sampat@usdoj.gov)